Justice Scott Tells Him an Answer to That Question Can't Incriminate or Degrade Him — Write Dismissed and

He's in Custody to Begin Over Again. Jesse Lewisohn, merchant and banker, and son of the late Leonard Lewisohn, must tell whether or not be knows Richard A. Canfield, or he must take the punishment for contempt of court. So Justice Scott deedded in the Supreme Court yesterday, despite Lewisohn's plea to Justice Wyatt of Special Sessions that his answer might

incriminate him. Lewisohn when he refused to answer on Tuesday was arrested on a warrant charging him with contumacy. As soon as possible his counsel, Alfred Lauterbach, obtained writs of habeas corpus and certiorari and the witness was produced before Justice Scott vesterday. It was generally supposed that on the return of the writs extended arguments would be made by the District Attorney and Mr. Lauterbach for and against their dismissal, and the court was filled with lawyers who desired to hear the discussion of the Constitutional

question involved. But everybody was disappointed. As soon as Justice Scott had the case before him he said that, having examined the papers, he had made up his mind to dismiss both writs on the ground that it was im-possible to conceive that the only question asked of Mr. Lewisohn could possibly in-

"The relator," said the Justice, "was asked whether or not he knew Richard A. Canfield. The answer to that question could not possibly incriminate him and he is not as a witness excused from answering. Why, I once knew a certain Senator who took pride in stating that he knew Mr. Canfield intimately, and I have yet to learn that it has tended to disgrace or in-

"But, if the Court pleases," said Mr. Lauterbach, "that question was but preliminary to other questions which were to be put to the witness, and his refusal to enswer was to cover the questions that were to follow."

"Then you should have waited," interposed Justice Scott, "until the other questions had been put. I am not called on to pass upon questions that have not been asked, but to pass upon the question which, in this record, the witness refused to answer, namely: 'Do you know Richard A. Canfield?' The witness must answer that question."

"But." insisted Mr. Lauterbach, "there are many other and grave questions involved in this controversy which I am ready to argue before your Honor and which I should like to have passed upon."

"The only question before me," said the Justice, "is this. Was Mr. Lewisohn justified in refusing to answer the only question put to him before the Magistrate? I am ready to decide that question at once without hearing any argument, and I do not think there is the slightest doubt that the appellate tribunal will rule that Mr. Lewisohn must answer, and so I rule." "Then," suggested District Attorney Je-

rome, "I suppose the relator is placed under arrest? "He is," replied Justice Scott.

"Then I want him where I can get him "Then I want him where I can get him and put him on the stand again," said the District Attorney. "He ought to be in the custody of the Sheriff, at least."

"Well," remarked Justice Scott, with a smile, "I'll appoint Mr. Lauterbach a special deputy sheriff, direct him to take charge of Mr. Lewisohn and produce him when he is wanted."

Is wanted."

That ended the proceedings in the Supreme Court. When they were over, Mr. Jerome said that the most important question in the intended argument had been decided by Justice Scott off hand and in favor of the District Attorney.

"It must be remembered," said Jerome, that a writ of certiorari was sued out upon which the whole Canfield proceedings before Justice Wyatt were to have been reviewed. Had Justice Scott believed. Had Justice Scott believed for a moment that those proceedings were illegal, he would have discharged Lewisohn at once. That he did not do so satisfies me that there is no question about the legality of these proceedings, as there was no que tion before this writ of certiorari was sued

"Lewisohn now stands charged with a "Lewisohn now stands charged with a misdemeanor in having contumaciously refused to answer a question which he was directed to answer by the Court. He will be arraigned on that charge and can, I suppose, purge himself of contempt of court by answering the question. Then we will ask him more questions, and, I suppose, he will refuse to answer them, be again adjudged in contempt, again taken before the Supreme Court on a writ of habeas corpus and then we may get a chance habeas corpus, and then we may get a chance to argue some of Mr. Lauterbach's Constitutional questions

tional questions."

Lewisohn, with his counsel and several friends, appeared before Justice Wyatt in chambers yesterday afterroon and Mr. Lauterbach demanded an immediate examination on the misdemeanor charge under which Lewisohn was held. Justice Wyatt preferred to adjourn the case until Monday and did so.

Lewisohn being also served with a subpoena to give further testimony "In the matter of Richard A. Canfield" before Justice Wyatt at 2 o'clock on Monday afternoon.

At Mr. Lauterbach's request Justice Wyatt continued Lewisohn's parole, but outside the court Policeman Becker, who had the warrant for Lewisohn, was ordered outside the court Policeman Becker, who had the warrant for Lewisohn, was ordered by the District Attorney to take him into custody until the indorsement had been made in writing by the Magistrate that Lewisohn had been paroled.

"You'll do nothing of the sort," said Mr. Lauterbach, "and you take your hands off my client immediately."

Becker besitated

Becker hesitated.
"Officer," said the District Attorney, "execute your warrant."
"Officer." exclaimed Mr. Lauterbach,

pay no attention to what that person tells Becker took Lewisohn by the coat sleeve and led him back into the court room. There Justice Wyatt wrote the desired inforsement on the back of the warrant and

Of Justice Scott's decision Mr. Lauterbach Of Justice Scott's decision Mr. Lauterbach said: "If Jerome can get any comfort out of that ruling, he is quite welcome to it. As a matter of fact, not one of the questions which we wished to raise was passed upon, and will not be passed upon until Mr. Lewisohn refuses to answer some of the other questions. Then we'll see who is right and who is wrong."

For the information of those who need it, it may be stated that, according to Justice Scott, a witness "In the matter of Rich-

tice Scott, a witness "In the matter of Rich ard A. Canfield "cannot legally refuse to answer, in the star-chamber proceedings, whether or not he knows Canfield. Whether he may legally decline to say whether or not he has gambled in Canfield's house, on the ground that it might incriminate or degrade him is a question yet to be passed

upon.

The District Attorney refused to say yesterday whether any other witnesses than Lewisohn would be subpœnaed for Monday

Movements of Naval Vessels.

WASHINGTON, Dec. 19 .- The cruiser New Orleans has arrived at Cavité, the training ship Buffalo at Samana Bay, Santo Domingo, and the torpedo boat Thornton at San Juan. The armored cruiser New York (flagship of Rear Admiral Casey) has sailed from San Francisco for Santa Barbara, the tug Uncas, the gunboat Hist and the torpodo boat Barney from San Juan for Culebra, the collier Casar from Columbia for Manila and the tug Samoset from Boston for Philadelphia.

SENT SEVERED HAND BY MAIL Pension Exhibit Which Startled Represe

The third one came to him this morning through the mail. When he called at the House post office for his mail the clerk handed him a small package which looked much as if it might contain a Christmas present from an admiring constituent Mr. Brown appeared to be pleased and walked smilingly away to his committee room. There he carefully unwrapped the package and to his horror and amazement found packed in a roll of cotton a human hand. The Congressman dropped

the package and gave vent to an expletive. A letter explained the matter. The hand came from one of Mr. Brown's constituents, Adam Goshege, who is an old soldier and wishes to have the hand ex-hibited as evidence before the Pension examiners. He was shot while in the army, and as a result of the injury the hand was amputated several years ago. Goshege has since preserved it in alcohol. Mr. Brown has placed the "evidence" in cold

PING-PONG FOR POISON EATERS. Exercise to Bring Two of Them to a Fixed

WASHINGTON, Dec. 19 .- The "Government's poison eaters" have added ping-pong to their menu. The change was made by Dr. Wiley, the chemist of the Department of Agriculture, who has the experiments in charge and who says that the game will hereafter play a necessary and important part in the experiments to determine the harmfulness of various food adulterants For while ten of Uncle Sam's boarders are behaving well and doing all that is expected or required of them, the eleventh insists on getting fat and the twelfth on growing lean. As unvarying weight is essential to the proper conduct of the experiments, the work of the "poison eaters" is at a stand-

Another distressing feature of the case is that the leanest of the twelve young men has the biggest appetite of all, while the

has the biggest appetite of all, while the girth of the fat boarder increases daily with a restricted diet. The ping-pong element was introduced with the hope that the resulting exercise would make the fat boarder thin and the thin boarder fat.

Dr. Wiley has no explanation of the physical contrariness of the two young men who have halted the work of the "poison eaters." They ar both in the pink of condition apparently, and the digestion of each of them is above normal. It is hoped that ping pong will bring them to a fixed "health weight" in a few days, when the loaded gelatine capsules will agair be passed around. The fat man and the human skeleton played their first game last night, and from the strenuous style of the fat man's play and the ease with which he was vanquished by his thin opponent Dr. Wiley was encouraged to believe that the game will serve the purpose for which it was introduced.

pared of the sand belt districts of the Southpared of the sand belt districts of the Southern States, where the hook-worm disease flourishes. This request will be complied with as soon as possible, and when the map is completed Dr. Stiles will compile from the census statistics the exact area of the sand districts shown on the map and determine from data gathered by him on his recent tour of investigation just what proportion of the population of the sand belt is suffering from the disease. An effort will be then made, through the general distribution in the afflicted districts of literature bearing upon the disease, its origin, cause, symptoms, prevention and methods of cure, to educate the physicians in the sand belt to accurately determine the disease and prescribe proper methods of sease and prescribe proper methods of

treatment.

As the disease, when once diagnosed and properly treated, is easily susceptible of cure, it is hoped that within a reasonable time the ravages of the hook worm will be greatly decreased. The disease is seldom primarily fatal. It may run along for years without other than general malamal symptoms, but rendering its victim mentally dull and incapable of sustained physical exertion.

DEPARTMENT OF COMMERCE. House Committee Authorizes a Favorabl

Report on a New Bill. WASHINGTON, Dec. 19.-The House Com mittee on Commerce to-day authorized a favorable report on the bill to create

a Department of Commerce.

The measure differs materially from the Nelson bill, which passed the Senate at the last session. It purposes to transfer the following bureaus to the new Depart ment: The Immigration Bureau, the Light house Board and Lighthouse Service. the National Bureau of Standards, the Coast and Geodetic Survey and the Bureau of Statistics from the Treasury Department the Census Bureau from the Interior Department; the Bureau of Foreign Com-

the Labor Department and the Fish Com-mission, now independent bureaus.

The bill also creates three new bureaus— The bill also creates three new bureaus—
a bureau of manufactures, a bureau of insurance and a bureau of corporations, which will be under the new Department. Jurisdiction over the Alaskan fur-seal and the salmon fisheries will also be transferred from the Treasury Department to the proposed Department of Commerce.

The bill gives the President power at any time to transfer to the new Department any bureau when he believes that the interests of the public service will thereby be advanced.

The section of the bill creating a bureau of corporations provides that it shall be

merce from the State Department, and

The section of the bill creating a bureau of corporations provides that it shall be the province and the duty of the bureau, under the direction of the Secretary of Commerce, to gather, compile, publish, and supply useful information concerning corporations doing an interstate business.

Army and Navy Orders.

WASHINGTON, Dec. 19.-These army orders were issued to-day:

The resignation of Cadets Raymond A. Lainigan and John N. Merrill, Jr., has been accepted.

Capt. Lloyd S. McCormick, Cavairy, from Chicago to Fort Leavenworth, relieving Capt. Frederic H. Pomroy, Commissary, ordered to Chicago. First Lieut. Charles P. Faulker, Eighth Infantry, to Skagway, Alaska, via Vancouver Barracks.

First Lieut. Thomas W. Gunn, Twentieth Infantry, its detailed as recorder of Ezamining Hoard at Fort Sheridan, vice First Lieut. Josiah C. Vinus, Twentieth Infantry.

First Lieut. Roy I. Taylor, Artillery, detailed as member of General Court Martial at Fort H. C. Wright.

Leaves of absence granted: Major L. W. Crampton, surgeon, for ten days: First Lieut. Lyan S. Edwards, artillery, for six days: Major Reuben B. Tuiner, Eighth Infantry, to include Dec. 81: First Lieut. Jack Hayes, Sixteenth Infantry, extended seven days. Major Henry H. Benham, Twentythird Infantry, for five days. were issued to-day

WASHINGTON, Dec. 19.—Representative Brown of Wisconsin has three hands.



CUBAN RECIPROCITY TREATY.

RATIFICATIONS ARE TO BE EX-CHANGED BEFORE JAN. 31.

It Provides for a Reciprocal Reduction of 20 Per Cent. in the Rates of Duty on All Articles, but on a Great Variety Staple Articles Cuba Grants 25. 30 and 40 Per Cent. Reduction

WASHINGTON, Dec. 19 .- The reciprocity reaty between the United States and Cuba, which was negotiated at Havana by Gen. Tasker H. Bliss and the Cuban Secretary of the Treasury and is now pending in the Senate, provides for a reciprocal reduction of 20 per cent. in the rates of duty on merchandise of one country imported into the other; and on a great variety of staple articles Cuba grants 25, 30 and 40 per cent. reduction. American, Porto Rican and Philippine tobaccos, however, are expressly barred from the bene-fits of the reduced tariff.

The ratifications of the treaty are to,

be exchanged in Washington before Jan. 31 next, and go into effect ten days after the exchange, continuing for five years

man's play and the ease with which he was vanquished by his thin opponent Dr. Wiley was encouraged to believe that the garne will serve the purpose for which it was introduced.

The twelve young men are gradually becoming accustomed to the conglomeration of odors that occurs three times a day when the fragrance of cooking food and the smell of mixed chemicals pervade the building. One of the 'poison eaters' said the other day that the odor of rich, juicy roasting beef taken in conjunction with the smell of hydrogen bisulphide produced an effect upon the olfactory organ that is not describable in print.

THE HOOK-WORM DISEASE.

Dr. Stiles, on Behalf of the Government.
Takes Steps to Stamp It Out.

Washington, Dec. 19.—Dr. Charles Wardell Stiles, zoölogist of the Department of Agriculture and discoverer of the American hook-worm disease, which he asserts is the cause of the proverbial laziness and backward condition of the poor whites or "crackers" of the South, and also of the conditions which have occasioned the campaign against child labor in the Southern cotton mills, to-day on behalf of the Government took active steps to stamp out the malady.

Dr. Stiles called at the Geological Survey this morning and asked that a map be prepared of the sand belt districts of the South, and pared of the sand belt districts of the South, and also of the conditions which have occasioned the campaign against child labor in the Southern cotton mills, to-day on behalf of the Government took active steps to stamp out the malady.

Dr. Stiles called at the Geological Survey this morning and asked that a map be prepared of the sand belt districts of the Southern cotton for the Southern cotton for the Southern cotton mills, to-day on behalf of the Government took active steps to stamp out the malady.

Dr. Stiles called at the Geological Survey this morning and asked that a map be prepared of the sand belt districts of the Southern cotton for the Southern cotton mills, to-day on behalf of the Government took active steps to stamp out

erages, cider, mineral waters, colors and dyes, window glass; complete or partly made up articles of hemp, flax and other vegetable fibres, now classified under the paragraphs of Group 2, Class 5, of the Cuban tariff; musical instruments; writing the paragraphs of Group 2. Class 5, of the Cuban tariff; musical instruments; writing and printing paper, except for newspapers; cotton and manufactures thereof, except those now classified under paragraphs 114 and 116 of the Cuban tariff and above, and except knitted goods; all articles of cutlery; boots, shoes and slippers, now classified under paragraphs 197 and 198 of the Cuban tariff; gold and silver-plated wares; drawings, photographs, engravings, lithographs, chromo-lithographs, oleographs, dc., printed from stone, zinc, aluminum or other metal, used as labels; flaps, bands and wrappers for tobacco or other purposes, and all the other papers (except paper for cigarettes and excepting maps and charts), pasteboard and manufactures thereof now classified under paragraphs 157 and 164, inclusive, of the Cuban tariff; common or ordinary soaps; vegetables, pickled or preserved in any manner, and all wines, except those now classified under paragraphs 279 (a) of the Cuban tariff.

A reduction of 40 per cent. is granted on the following articles: Manufactures of cotton not included in the preceding schedules; cheeses; fruits, preserved; paper pulp; perfumery and essences; articles of pottery and earthenware now classified under paragraphs; soaps, other than common; umbrellas and paragols; dextrine and glucose; watches; wool and manufactures thereof; silk and manufactures thereof.

cose; watches; wool and manufactures thereof; silk and manufactures thereof, and rice.
The object of the treaty, it is stated, is to

the object of the treaty in the strengthen the bonds of friendship between the two countries and to facilitate their commercial intercourse by improving the rade between them.

PAY OF STRIKE COMMISSION.

dembers in Government Service to Get \$15 a Day, and \$15 a Day Expenses. WASHINGTON, Dec. 19 .- The conferees on the bill appropriating \$50,000 for the expenses of the anthracite coal strike commission appointed by President Roose velt will report in favor of paying the fol-

velt will report in favor of paying the fol-lowing salaries:

To members of the commission not in public service, \$4,000 a year and \$15 a day for expenses; to members in the Govern-ment service (Judge Gray, Gen. Wilson and Carroll D. Wright, \$15 a day and \$15 a day for expenses; clerks and stenographers in the public service detailed for duty with the commission, \$12 a day for expenses. The compensation of other employees is left to the commission.

Washington Society Notes. WASHINGTON, Dec. 19 .- Commander and Mrs. Cowles have as guests Mr. and Mrs. Edward H. Harriman, for whom they entertained at dinner to-night.

Mrs. Charles Needham, wife of the Presi-

dent of Columbian University, entertained at a large tea this afternoon to introduce her daughter, Miss Edith Needham. Mrs. Roosevelt's second large tea of the eason was attended this afternoon by season was attended this afternoon by about 600 guests, there being a large contingent of official society among them. Last season resident and diplomatic society was generally entertained at teas together, while official society was entertained quite apart. The tea of this afternoon brought them all together and was a more enjoyable affair. Mrs. Roosevelt received the guests in the renovated East room. She was assisted by the wives of the Cabinet officers and had about her a bevy of young people. Miss Hagner and Miss Hitchcock poured tea. This is Mrs. Roosevelt's last large social function until the New Year's perception.



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PURE FOOD BILL PASSED.

Only One-Afth of the Members of the House Voted for It-12 Negative Votes. WASHINGTON, Dec. 19 .- By an affirmative vote of 72, just one-fifth of the membership, the House to-day passed the Hepburn Pure Food bill practically as it came from the Committee on Interstate and Foreign Commerce. The negative vote was 12, but the point of no quorum was not suggested, for the reason that a majority of

measure and the interposition of the point would have resulted only in delay. The bill was made to apply to the District of Columbia and to the Territories as

the House was understood to favor the

triet of Columbia and to the Territories as well as to the States.

"The bill," the report of the committee says, "does not prohibit the manufacture or sale of any food product not deleterious, however it may be adulterated, nor does it lay its inhibition upon the sale of an adulterated drug; but it does provide that all adulterated food and drugs shall be placed on the market under their true names and in such manner as to advise the purchaser of what he is getting. The measure is not drastic nor unreasonable, It simply enjoins upon manufacturers and It simply enjoins upon manufacturers and dealers in products coming within the range of interstate commerce that they shall brand or tag or in some way so mark their goods as to show just what they are.

PHILIPPINE REPORT RECEIVED. Gov. Taft Urges Legislation Placing the Islands on a Gold Basis.

WASHINGTON, Dec. 19 .- The report of the Philippine Commission reached Washington this afternoon from Manila and was laid before the Secretary of War by Col. Clarence Edwards, Chief of the Bureau of Insular Affairs. It includes a special report by Gov. Taft covering the work of the year in the Philippines and making

of the year in the Philippines and making important recommendations regarding legislation for the islands.

Gov. Taft urges that Congress pass a currency law placing the Philippines on a gold basis, and also favors the importation of Chinese laborers under certain conditions. Several of the recommendations were cabled to Secretary Root in advance of the arrival of the report and were communicated to Congress. The complete report, containing about 6,000 or 7,000 typewritten pages, will be transmitted to Congress by the Secretary of War with additional recommendations.

Monitor Nevada Exceeds Required Speed. WASHINGTON, Dec. 19 .- The single-turret coast-iefence monitor Nevada, which had her official speed trial yesterday, over the her official speed trial yesterday, over the trial course between Cape Ann, Mass., and Cape Porpoise, Me., made an average speed of 12.95 knots, according to a telegram received at the Navy Department to-day from Capt. C. J. Train, the president of the trial board. The tidal corrections had not been made when the telegram had been sent. The contract with the Nevada's builders, the Bath Iron Works, required a speed of 12 knots. She will be accepted.

The Bryans on Their Way to Mexico. AUSTIN, Tex., Dec. 19 .- Mrs. W. J. Bryan nd children arrived here to-day. Mrs. Bryan said that her husband would arrive here to-morrow night and that they would leave on Monday for Mexico. They ex-pect to spend about three weeks in that

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Jask and Linga, where
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MANILA TRANSPORT SERVICE. Secretary Root Directs Acceptance of the Boston Steamship Company's Bill.

Carriage entrance 41st St., bet. B'way and 6th 15

WASHINGTON, Dec. 19 .- Secretary Root to-day directed Quartermaster-General Ludington to accept the bid of the Boston Steamship Company of Seattle, Wash., for the transportation of freight and troops between Manila and Seattle and Portland. The acceptance of the bid was determined upon when President Winsor of the Boston Steamship Company walved the condition contained in his bid that three-fourths of the army business should go by way of Seattle. The acceptance of this proposal does not involve any reduction in the business between San Francisco and Manila, and Secretary Root is considering a proposition to invite bids for transportation of freight and soldiers between the two last named ports. Before doing this, however, he will formulate a plan by which the army transports can be utilized by the successful bidder and save the expense of keeping them out of commission to-day directed Quartermaster - General

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